

Subpart C—Confidential Information Made Available to Supervised Institutions, Financial Institution Supervisory Agencies, Law Enforcement Agencies, and Others in Certain Circumstances

- 261.11 Confidential supervisory information made available to supervised financial institutions and financial institution supervisory agencies.
- 261.12 Confidential information made available to law enforcement agencies and other nonfinancial institution supervisory agencies.
- 261.13 Other disclosure of confidential supervisory information.
- 261.14 Subpoenas, orders compelling production and other process.

Subpart D—Requests for Confidential Treatment

- 261.15 Scope of subpart.
- 261.16 Submission and form of request for confidential treatment; action on request.
- 261.17 Confidential commercial or financial information.

AUTHORITY: 5 U.S.C. 552, 12 U.S.C. 248(k), 321, and 1844.

SOURCE: 53 FR 20815, June 7, 1988, unless otherwise noted.

Subpart A—General Provisions

§ 261.1 Authority, purpose, and scope.

(a) *Authority.* This regulation is issued by the Board of Governors of the Federal Reserve System (the “Board”) pursuant to 12 U.S.C. 248(i) and (k) and 5 U.S.C. 552.

(b) *Purpose.* This regulation sets forth the kinds of information made available to the public, the rules of procedure for obtaining documents and records, and the rules of procedure with respect to confidential information.

(c) *Scope.* (1) Subpart A contains general provisions and definitions of terms used in this regulation.

(2) Subpart B implements the Freedom of Information Act (5 U.S.C. 552) and explains:

(i) The kinds of information the Board regularly publishes;

(ii) The types of records made available to the public upon request;

(iii) The kinds of information exempt from disclosure or subject to deferred availability; and

(iv) The procedures for obtaining information and for processing information requests.

(3) Subpart C sets forth:

(i) The kinds of confidential information made available to supervised institutions, supervisory agencies, law enforcement agencies, and others in certain circumstances;

(ii) The procedures for disclosure;

(iii) The procedures for processing law enforcement requests; and

(iv) The procedures with respect to subpoenas, orders compelling production, and other process.

(4) Subpart D contains the procedures relating to requests for confidential treatment of documents and information.

§ 261.2 Definitions.

For purposes of this regulation:

(a) *Board’s official files* means the Board’s central records.

(b) *Confidential supervisory information* means cease and desist orders, suspension or removal orders, or other orders or actions under the Financial Institutions Supervisory Act of 1966, as amended, the Bank Holding Company Act of 1956, as amended, or the Federal Reserve Act of 1913, as amended; reports of examination and inspection, confidential operating and condition reports, and any information derived from, related to, or contained in them. *Confidential supervisory information* may consist of documents prepared by, on behalf of, or for the use of the Board, a Reserve Bank, a Federal or state financial institutions supervisory agency, or a bank or bank holding company.

(c) *Information of the Board* means all information coming into the possession of the Board, any Board member, any Federal Reserve Bank, or any officer, employee, or agent of the Board or of any Federal Reserve Bank, in the performance of functions for or on behalf of the Board, including functions delegated by the Board pursuant to part 265 of this chapter.